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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

CELIA OSORIO,

Plaintiff

v.

NANCY A. BERRYHILL,

Defendant

Case No.: 2:18-cv-02044-APG-EJY

**Order Accepting Report and  
Recommendation, Granting Part and  
Denying in Part Motion to Remand, and  
Denying Motion to Affirm**

[ECF Nos. 13, 14, 17]

On February 5, 2020, Magistrate Judge Youchah recommended that I grant in part and deny in part plaintiff Celia Osorio's motion to remand and deny the defendant's motion to affirm. ECF No. 17. Neither party filed an objection. Thus, I am not obligated to conduct a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring district courts to "make a de novo determination of those portions of the report or specified proposed findings to which objection is made"); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc) ("the district judge must review the magistrate judge's findings and recommendations de novo *if objection is made*, but not otherwise" (emphasis in original)).

I THEREFORE ORDER that Magistrate Judge Youchah's report and recommendation (ECF No. 17) is **accepted**, plaintiff Celia Osorio's motion to remand (ECF No. 13) is **GRANTED in part and DENIED in part**, and the defendant's motion to affirm (ECF No. 14) is **DENIED**. This action is remanded to the administrative law judge for further proceedings

1 consistent with the report and recommendation and this order. The clerk of court is instructed to  
2 close this case.

3 Dated: February 20, 2020.

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6 ANDREW P. GORDON  
7 UNITED STATES DISTRICT JUDGE  
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